

Prepared by:

DAVID JOVE
City Attorney, Hallandale Beach
400 S. Federal Highway
Hallandale Beach, Florida 33009

**ENCROACHMENT AGREEMENT
RESTRICTIVE COVENANT**

Please be advised that I, _____, and I, _____ are the owners of the following described property situated and being at _____ (street address) in the City of Hallandale Beach, Florida:

Lot _____ Block _____ of _____
Subdivision, according to the Plat thereof as recorded in Plat book _____,
Page _____, of the public records of Broward County, Florida.
Folio #: _____

We are presently making improvements to our property and desirous of making a decorative driveway. This driveway will extend from our property line to the street which I understand is City property.

Please be advised that I, _____ and I, _____ release the City of Hallandale Beach from any liability and responsibility for repair or damage that may be done to the driveway. The cost of repair or damages to our driveway will be ours to bare, as may be required by the City and in accordance with the City’s Code of Ordinances Section 25-37, (c).

NOW, THEREFORE, for good and valuable consideration, the undersigned do(es) hereby declare that title to the above property shall not be conveyed without requiring the successor in title to abide by all of the terms and conditions set forth herein.

FURTHER, the undersigned declare(s) that this covenant is intended and shall constitute a restrictive covenant concerning the use, enjoyment and title to the above property and shall constitute a covenant running with the land and shall be binding upon the undersigned and their successors and assigns.

IN WITNESS WHEREOF, the undersigned has/have caused _____ hand(s) and seal(s) to be affixed this _____, 2004.

WITNESS:	OWNER(S):
_____	_____
Print Name: _____	Print Name: _____
_____	_____
Print Name: _____	Print Name: _____

STATE OF FLORIDA
COUNTY OF BROWARD

I HEREBY CERTIFY that on this day personally appeared before me
_____ who is personally known to me or has produced
_____, as identification and he/she acknowledged that he/she executed the
forgoing, freely and voluntarily, for purposes therein expressed.

SWORN TO AND SUBSCRIBED before me this _____, 2004.

_____	Notary Public
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